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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

JUSTIN MENODZA, aka AMBER RENEE  
MENDOZA,

Plaintiff,

vs.

CHARLES DANIELS, et. al.

Defendants

**Case No.: 3:22-cv-00205-ART-CLB**

**(Lead Case)**

**ORDER GRANTING STIPULATION  
TO EXTEND DEADLINE TO FILE  
CONSOLIDATED SECOND  
AMENDED COMPLAINT**

**(FIRST REQUEST)**

ROY TROST, aka DAISY LYNN  
MEADOWS,

Plaintiff,

vs.

NEVADA BOARD OF PRISON  
COMMISSIONERS, et. al.

Defendants

**Case No.: 3:22-cv-0214-ART-CSD**

JUSTIN MENODZA, aka AMBER RENEE  
MENDOZA, and ROY TROST, aka  
DAISY LYNN MEADOWS,

Plaintiffs,

vs.

CHARLES DANIELS, et. al.

Defendants

**Case No.: 3:22-cv-0369-ART-CSD**

ROY TROST, aka DAISY LYNN  
MEADOWS,

Plaintiff,

vs.

TENISHA COOKE, et. al.

Defendants

Case No.: 3:22-cv-0320-ART-CLB

**STIPULATION AND ORDER TO EXTEND DEADLINE TO FILE  
CONSOLIDATED SECOND AMENDED COMPLAINT (FIRST REQUEST)**

Plaintiffs ROY TROST, aka DAISY LYNN MEADOWS and JUSTIN MENDOZA, aka AMBER MENDOZA, Defendants,<sup>1</sup> and Interested Party NEVADA DEPARTMENT OF CORRECTIONS (collectively “Parties”) by and through their respective counsel,<sup>2</sup> hereby stipulate and request that this Court extend the deadline to file the Consolidated Second Amended Complaint by fourteen (14) days, from March 17, 2023 to **March 31, 2023**. This Stipulation is being entered in good faith and not for the purposes of delay. This is the first request for an extension of this deadline.

Although this Court’s previous scheduling order contemplates that “request for an extension of this discovery plan or any of the individual dates herein shall be filed and served no later than twenty-one (21) days before the expiration of the subject deadline” (ECF No. 30, p. 5:9-11) good cause exists to extend the deadline for multiple reasons.

First, Plaintiffs’ counsel has recently had a medical emergency in her family, necessitating time away from the office. Second, although Plaintiffs’ counsel has visited Plaintiffs in person multiple times and have had multiple telephone conversations with Plaintiffs, further discussion with Plaintiffs is warranted to clarify factual allegations and ensure thorough and accurate pleading. Third, Plaintiffs’ counsel had several deadlines and events that needed to be addressed on short-notice; for instance, Ms. McLetchie was recently

<sup>1</sup> Defendants have not yet been served in this matter. Pursuant to this Court’s Order, the Parties shall meet and confer as to whether Mr. Rands will accept service on behalf of Defendants. (ECF No. 30, p. 2:24-26.)

<sup>2</sup> Douglas R. Rands with the Office of the Attorney General is appearing for Interested Party Nevada Department of Corrections for the limited purpose of settlement discussions.

1 required to participate in oral argument before the Nevada Supreme Court with less than two  
2 weeks' notice.

3 This short extension will not prejudice any party, as counsel for Interested Party  
4 does not object. Further, no Defendant has yet been served and the discovery period has not  
5 yet begun. (*See* ECF No. 30, p. 3:11-15 (providing that discovery period begins on the service  
6 date of Defendants' Answer).) Indeed, all other portions of the Court's previous order (ECF  
7 No. 30) shall remain in effect.

8 Thus, the Court should permit this extension notwithstanding that it was not filed  
9 21 days before the subject deadline.

10  
11 IT IS SO STIPULATED.

12 DATED this 17<sup>th</sup> day of March, 2023.

13 MCLEATCHIE LAW

14 /s/ Leo S. Wolpert

15 Margaret A. McLetchie, Esq.  
16 Nevada Bar No. 10931  
17 Leo S. Wolpert, Esq.  
18 Nevada Bar No. 12658  
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21 *Attorney for Plaintiffs*

DATED this 17<sup>th</sup> day of March, 2023.

AARON D. FORD, Attorney General

/s/ Douglas R. Rands

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**ORDER**

Accordingly, Plaintiffs' stipulation is granted. Plaintiffs shall file their Consolidated Second Amended Complaint by no later than **Friday, March 31, 2023**. No further extensions of time will be granted. The Answer shall be due **30 days** from the date the screening order is issued.

**IT IS SO ORDERED.**

**Dated:** March 17, 2023.

  
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**UNITED STATES MAGISTRATE JUDGE**